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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: BALABAN DOCKET NO: 3908P2538  
SERIAL NO: 09/839,695 EXAMINER:  
FILED: 04/19/01 ART UNIT:  
TITLE: METHODS AND COMPOSITIONS FOR THE TREATMENT AND PREVENTION  
OF STAPHYLOCOCCUS AUREUS INFECTIONS

United States Patent  
and Trademark Office  
Box Sequence  
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Arlington, VA 22202

Weiss & Moy, P.C.  
4204 North Brown Avenue  
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May 27, 2003

RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT  
APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCES  
AND/OR AMINO ACID SEQUENCE DISCLOSURES

Dear Sir:

This is in response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequences and/or Amino Acid Sequence Disclosures, dated March 27, 2003.

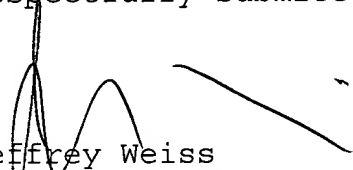
In the Notice to Comply, the Patent Office has asserted that the computer readable form previously submitted was damaged. Accordingly, in response, Applicant submits a replacement Sequence Listing herewith, in paper form and on a computer-readable

diskette. The paper and computer versions are the same, and this submission contains no new matter.

A copies of the Notice to Comply is also attached hereto.

If there are any fees incurred by this Response, please deduct them from our Deposit Account No. 23-0830.

Respectfully submitted,



Jeffrey Weiss  
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UNITED STATES  
PATENT AND  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/839,695	04/19/2001	Naomi Balaban	3908P2538

CONFIRMATION NO. 1785

FORMALITIES LETTER



\*OC00000009720451\*

23504  
WEISS & MOY PC  
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Date Mailed: 03/27/2003

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
DISCLOSURES**

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

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*A copy of this notice **MUST** be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE